



5-19-05

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On: May 17, 2005

By: Jack Jmaev

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Milam, W.

Docket No.: MILAM-002

Serial No. : 10/023,494

Art Unit: 2612

Filed: 12/17/01

Examiner: Yoder III, Chriss

Claims Priority To: 60/256,648
12/18/2000

Title: METHOD AND APPARATUS FOR UPGRADING
LEGACY OPTICAL IMAGING SYSTEMS WITH
DIGITAL IMAGE CAPTURE AND MANAGEMENT

5

May 17, 2005

Assistant Commissioner for Patents

10 PO Box 1450

Alexandria, VA 22313-1450

PETITION

15

Applicant hereby petitions the Commissioner for a two-month extension for response to the Office Action mailed on December 17, 2004. Included herewith is the requisite petition fee of \$225.00 for a small entity.

Appl: No. 10/023,494
Amendment Date: May 17, 2005
Reply to Office Action of December 17, 2004

AMENDMENT

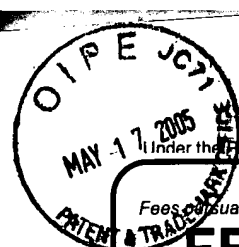
Sir:

- 5 This paper is responsive to the Office Action dated December 17, 2004.

Please amend the above-identified application as follows:

10 **Amendments to the Claims** are shown in the listing of the claims that begins on page 3 of this paper.

Remarks/Arguments begin on Page 8 of this paper.



Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2005☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 225.00

Complete if Known

| | |
|----------------------|-------------------|
| Application Number | 10/023,494 |
| Filing Date | 12/17/01 |
| First Named Inventor | Milam |
| Examiner Name | Yoder III, Chriss |
| Art Unit | 2612 |
| Attorney Docket No. | MILAM-002 |

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☐ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

| Fee Description | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues) | 50 | 25 |
| Each independent claim over 3 (including Reissues) | 200 | 100 |
| Multiple dependent claims | 360 | 180 |

| | | | | | |
|--------------|--------------|----------|---------------|---------------------------|---------------|
| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | |
| - 20 or HP = | x | = | | Fee (\$) | Fee Paid (\$) |

HP = highest number of total claims paid for, if greater than 20.

| | | | |
|---------------|--------------|----------|---------------|
| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
| - 3 or HP = | x | = | |

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| | | | | |
|--------------|--------------|--|----------|---------------|
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
| - 100 = | / 50 = | (round up to a whole number) x | = | |

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Extension for Reply - 2 Mos

225.00

SUBMITTED BY

| | | | |
|-------------------|---------------|--|------------------------|
| Signature | | Registration No. (Attorney/Agent) 45,669 | Telephone 909-437-8390 |
| Name (Print/Type) | Jack I. Jmaev | | Date 5/17/05 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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